

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION**

GEORGIACARRY.ORG, INC., and)	
BRIAN BARRS,)	
)	
Plaintiffs,)	CIVIL ACTION FILE NO.
)	
v.)	1:14-CV-00178-JRH-BKE
)	
U.S. ARMY CORPS OF ENGINEERS)	
and THOMAS J. TICKNER, in his)	
official capacity as Commander,)	
Savannah District U.S. Army Corps of)	
Engineers,)	
)	
Defendants.)	

**MEMORANDUM SUPPORTING DEFENDANTS' MOTION FOR AN
EXTENSION OF TIME TO RESPOND TO PLAINTIFFS' COMPLAINT**

Defendants submit this memorandum in support of their motion for an extension of time to respond to Plaintiffs' complaint [ECF No. 1] until 7 days after the Court rules on Defendants' motion to transfer this case to the U.S. District Court for the Northern District of Georgia [ECF No. 7]. In support of this motion, Defendants state as follows:

1. Defendants plan to respond to Plaintiffs' complaint by filing a motion to dismiss pursuant to Fed. R. Civ. P. 12(b)(6). However, if the Court grants Defendants' motion to transfer, it will be unnecessary for the Court to address Defendants' proposed motion to dismiss.
2. Undersigned counsel states that he contacted counsel for Plaintiffs, and that counsel for Plaintiffs stated that Plaintiffs intend to oppose this motion.
3. The extension will not unduly delay this action.

Accordingly, Defendants respectfully request that their deadline for responding to Plaintiffs' complaint be extended until 7 days after the Court rules on Defendants' motion to transfer. A proposed order is attached for the Court's convenience.

Dated: November 7, 2014

Respectfully submitted,

JOYCE R. BRANDA
Acting Assistant Attorney General

/s/ Daniel Riess
DIANE KELLEHER
Assistant Branch Director
DANIEL RIESS (Texas Bar No. 24037359)
Trial Attorney
U.S. Department of Justice
Civil Division, Rm. 6122
20 Massachusetts Avenue, NW
Washington, D.C. 20530
Telephone: (202) 353-3098
Fax: (202) 616-8460
Email: Daniel.Riess@usdoj.gov

EDWARD J. TARVER
United States Attorney

/s/ Edgar D. Bueno
EDGAR D. BUENO
Assistant United States Attorney
Virginia Bar No. 41307
22 Barnard Street, Suite 300
Savannah, Georgia 31401
(912) 652-4422
Edgar.Bueno@usdoj.gov

Attorneys for Defendants

CERTIFICATE OF SERVICE

I certify that, on November 7, 2014, I electronically filed the within and foregoing with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the parties' attorneys of record.

This 7th day of November, 2014.

/s/ Daniel Riess
Daniel Riess